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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Richard E. SKLAR et al.

Examiner: C. Grant

Serial No.: 09/627,394 *45*

Group Art Unit: 2611

Filed: July 27, 2000

For: AIRCRAFT SATELLITE TELEVISION SYSTEM FOR DISTRIBUTING  
TELEVISION PROGRAMMING DERIVED FROM DIRECT BROADCAST  
SATELLITES

Petition Under 37 C.F.R. 1.47

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The accompanying Supplemental Reissue Declaration includes the signatures of all of the co-inventors except Jim C. Williams. Attempts have been made to reach Jim C. Williams at his last known address, and those attempts have been unsuccessful. An affidavit is included, signed by Phillip Articola, a patent attorney assisting on this application, whereby that affidavit documents Mr. Articola's attempts to reach Jim C. Williams both by mail and by telephone. The attempts made to reach Jim C. Williams include two separate letters sent by U.S. registered mail to his last known address, and an Internet search to try to find the phone number of Jim C. Williams.

Accordingly, this petition (and accompanying fee) is being filed to preserve the rights of the parties and to prevent irreparable damage to this patent application, so as to ensure that this application does not go abandoned.

The last known address of Jim C. Williams is:

3259 Silver Maple Drive

Yorba Linda, CA 92886-1305

11/16/2003 ATILLEY 00000029 101782 09627395

02 FEB1460 130.00 BA

**RECEIVED**

NOV 06 2003

**OFFICE OF PETITIONS**

Please note that this application is assigned to Rockwell Collins, as evidenced by a 37 C.F.R. 3.73(b) petition previously filed with this application.

Respectfully submitted,

October 31, 2003  
Date

Kyle Eppeler  
Kyle Eppeler  
Attorney for Applicant  
Registration No. 34,155

Rockwell International Corporation  
Intellectual Property Division  
400 Collins Road, NE, M/S 124/323  
Cedar Rapids, IA 52498  
Customer No. 26383

Should additional fees be necessary in connection with the filing of this paper, or if a petition for extension of time is required for timely acceptance of same, the Commissioner is hereby authorized to charge Deposit Account No. 18-1722 for any such fees; and applicant(s) hereby petition for any needed extension of time.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of  
Richard E. SKLAR et al.

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TELEVISION PROGRAMMING DERIVED FROM DIRECT BROADCAST  
SATELLITES

Affidavit of Phillip Articola

I, Philip Articola, do hereby affirm to the following set of facts:

1. I am a registered patent attorney, whereby my patent registration number is 38,819.
2. I have been assisting Rockwell-Collins in the prosecution of the above-identified reissue patent application.
3. I have diligently tried to reach a co-inventor, Jim C. Williams, in order to obtain his signature of a Supplemental Reissue Declaration, but my attempts to date have been unsuccessful.
4. I first tried to contact Mr. Williams at his last know address that Rockwell-Collins knew of, that address being 1755 N. Partridge Street, Anaheim, CA 92806 (hereinafter referred to as "Partridge Street address").
5. A letter was sent to the Partridge Street address of Mr. Williams on September 8, 2003, via registered mail, return receipt requested, but that letter was returned back to me, with a forwarding address of 3259 Silver Maple Drive, Yorba Linda, CA 92886-1305 (hereinafter referred to as "Silver Maple Drive address"). A copy of this letter and attachments sent with that letter are included with this Affidavit, as well as a copy of the returned letter showing the forwarding address.
6. A letter was sent to the Silver Maple Drive address of Mr. Williams on September 16, 2003, via registered mail, return receipt requested, with the same attachments as in the Partridge Street address letter. No response or indication that the letter was signed for has been received to date. A copy of this letter is included with this Affidavit.

7. Yet another letter was sent to the Silver Maple Drive address of Mr. Williams, on October 8, 2003, via registered mail, return receipt requested, with the same attachments as in the Partridge Street address letter. No response or indication that the letter was signed for has been received to date. A copy of this letter is included with this Affidavit.

8. An attempt was made to telephonically contact Mr. Williams, using Switchboard.com to obtain his phone number, using different variations of his name (e.g., Jim Williams, James Williams, J. Williams) and attached are copies of those attempts. As seen from those copies, no telephone matches for Mr. Williams were found on Switchboard.com.

Respectfully submitted,

October 20, 2003  
Date

Phillip J. Articola  
Phillip Articola

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Attorney Docket No. 071815/477**

**In re reissue patent application of**

**Richard E. SKLAR et al.**

**Serial No: 09/627,395**

**Application for reissue of U.S. Patent No.**

**5,790,175, granted August 4, 1998**

**Filed: Herewith**

**For: AIRCRAFT SATELLITE TELEVISION SYSTEM FOR DISTRIBUTING  
TELEVISION PROGRAMMING DERIVED FROM DIRECT BROADCAST  
SATELLITES**

**SUPPLEMENTAL REISSUE APPLICATION DECLARATION**

We, Richard Sklar, Lawrence Girard, Ralph Phillipp, David Frankenbach, Dickey Berry, and Jim Williams declare that:

1. We believe we are the original, joint, and first inventors of the subject matter described and claimed in our U.S. Patent 5,790,175 and in the foregoing specification for which a reissue patent is sought on the invention entitled AIRCRAFT SATELLITE TELEVISION SYSTEM FOR DISTRIBUTING TELEVISION PROGRAMMING DERIVED FROM DIRECT BROADCAST SATELLITES.

2. We believe that every error in the original patent which are being corrected in the present reissue application up to the filing date of this supplemental reissue application declaration, arose without any deceptive intention on the part of Applicants.

3. We have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to in this SUPPLEMENTAL REISSUE APPLICATION DECLARATION, and by any new claims added as specifically referred to in this SUPPLEMENTAL REISSUE APPLICATION DECLARATION. Such claims include new claims 15-19 filed along with the reissue application on July 27, 2000, and new claims 20-45 and amendments to claims 15 and 19 filed by way of a preliminary amendment on April 15, 2003, as well as any amendments filed along with this SUPPLEMENTAL REISSUE APPLICATION DECLARATION.

4. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements

were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**Richard E. Sklar**

*Signature:* \_\_\_\_\_ *Date:* \_\_\_\_\_

*Residence:* 8121 Dartmoor Drive, Huntington Beach, CA 92646

*Post Office Address:* Huntington Beach, CA *Citizenship:* U.S.

**Lawrence E. Girard**

*Signature:* \_\_\_\_\_ *Date:* \_\_\_\_\_

*Residence:* 15722 Cromwell Circle, Westminster, CA 92683

*Post Office Address:* Westminster, CA *Citizenship:* U.S.

**Ralph P. Phillipp**

*Signature:* \_\_\_\_\_ *Date:* \_\_\_\_\_

*Residence:* 16062 Davis Lane, Huntington Beach, CA 92649

*Post Office Address:* Huntington Beach, CA *Citizenship:* U.S.

**David C. Frankenbach**

*Signature:* \_\_\_\_\_ *Date:* \_\_\_\_\_

*Residence:* 1609 West Road, Lattabra Heights, CA

*Post Office Address:* Lattabra Heights, CA *Citizenship:* U.S.

**Dickey J. Berry**

*Signature:* \_\_\_\_\_ *Date:* \_\_\_\_\_

*Residence:* 5787 Via Barcelona, LaVerne, CA 91750

*Post Office Address:* LaVerne, CA *Citizenship:* U.S.

**Jim C. Williams**

*Signature:* \_\_\_\_\_ *Date:* \_\_\_\_\_

*Residence:* 1755 N. Partridge Street, Anaheim, CA

*Post Office Address:* Anaheim, CA *Citizenship:* U.S.

**COPY**

*IN THE UNITED STATES PATENT AND TRADEMARK OFFICE*

In re patent application of  
Richard E. SKLAR et al.

Examiner: Unknown

Serial No.: 09/627,394

Group Art Unit: 2611

Filed: July 27, 2000

For: AIRCRAFT SATELLITE TELEVISION SYSTEM FOR DISTRIBUTING  
TELEVISION PROGRAMMING DERIVED FROM DIRECT BROADCAST  
SATELLITES

PRELIMINARY AMENDMENT UNDER 37 CFR § 1.173

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Prior to examination on the merits, please amend the above-identified application as follows.

IN THE CLAIMS:

Please amend claims 15 and 19 as follows (A clean copy of the amended claims is provided at the end of this reply, in the section entitled "Version With Markings to Show Changes Made"), and please add new claims 20-45 as provide below:



15. (Amended) A satellite television system that provides television programming to passengers on an aircraft derived from at least one satellite, said system comprising:

a video and audio signal distribution system disposed on the aircraft, the video and audio signal distribution system being configured to distribute video and audio signals to the passengers on the aircraft;

a steerable antenna that is capable of being steered towards the at least one satellite in response to control signals supplied thereto;

an antenna controller that is coupled to the steerable antenna, the antenna controller being configured to provide the control signals to the steerable antenna, to steer the steerable antenna so that the steerable antenna is locked onto RF signals transmitted by the at least one satellite, and to downconvert the RF signals to provide downconverted RF signals that correspond to a plurality of programming channels; and

a receiver/decoder that is coupled to the antenna controller and to the video and audio signal distribution system, the receiver/decoder being configured to process the downconverted RF signals to provide video and audio signals corresponding to the plurality of programming channels, and to output the video and audio signals to the video and audio signal distribution system which distributes the plurality of programming channels in real time to the passengers.

19. (Amended) A satellite television system that provides television programming to passengers on an aircraft derived from at least one satellite, said system comprising:

a video and audio signal distribution system disposed on the aircraft, the video and audio signal distribution system being configured to distribute video and audio signals to the passengers on the aircraft;

a steerable antenna that is capable of being steered towards the at least one satellite in response to control signals supplied thereto;

an antenna controller that is coupled to the steerable antenna, the antenna controller being configured to provide the control signals to the steerable antenna, to steer the steerable antenna so that the steerable antenna is locked onto RF signals transmitted by the at least one satellite;

a downconverter that is coupled to the antenna controller and that downconverts the RF signals to provide downconverted RF signals that correspond to a plurality of programming channels; and

a receiver/decoder that is coupled to the downconverter and to the video and audio signal distribution system, the receiver/decoder being configured to process the downconverted RF signals to provide video and audio signals corresponding to the plurality of programming channels, and to output the video and audio signals to the video and audio signal distribution system which distributes the plurality of programming channels in real time to the passengers.

20. (New) A system that provides video or audio to passengers on an aircraft, the video or audio being obtained from satellite-transmitted signals, the system comprising:

a steerable antenna that is capable of being steered towards the at least one satellite in response to control signals supplied thereto;

an antenna controller that is coupled to the steerable antenna, the antenna controller being configured to provide the control signals to the steerable antenna, to steer the steerable antenna so that the steerable antenna is locked onto RF signals transmitted by at least one satellite, and to downconvert the RF signals to provide downconverted RF signals that correspond to a plurality of video or audio channels; and

a receiver/decoder that is coupled to the antenna controller and which is configured to process the downconverted RF signals to provide video or audio signals corresponding to the plurality of video or audio channels, for distribution of the video or audio to the passengers.

21. (New) The system of claim 20, further comprising:

a video and audio signal distribution system disposed on the aircraft, the video and audio signal distribution system being configured to receive the plurality of video or audio channels output by the receiver/decoder and to distribute the video or audio to the passengers.

22. (New) The system of claim 20, wherein the control signals provided by the antenna controller are provided in response to inertial reference signals received by the antenna controller.

23. (New) The system of claim 20, wherein the control signals provided by the antenna controller are provided in response to global positioning system (GPS) signals received by the antenna controller.

24. (New) The system of claim 20, wherein the control signals provided by the antenna controller are provided in response to status signals received by the antenna controller.

25. (New) The system of claim 20, further comprising:  
an antenna interface unit communicatively coupled between the steerable antenna and the antenna controller,  
wherein the status signals are output by the steerable antenna and are transferred to the antenna controller by way of the antenna interface unit.

26. (New) The system of claim 20, wherein the downconverter downconverts the RF signals to a range of 950 to 1450 MHz.

27. (New) The system of claim 20, wherein the downconverter receives the RF signals in a range of 12.2 to 12.7 GHz, and downconverts the RF signals to intermediate frequency (IF) signals in a range of 950 to 1450 MHz.

28. (New) The system of claim 20, further comprising:  
an antenna interface unit communicatively coupling the steerable antenna to the antenna controller and to the receiver/decoder,  
wherein status signals output by the steerable antenna are provided to the antenna controller by way of the antenna interface unit.

29. (New) The system of claim 20, wherein the steerable antenna is capable of being either electronically steered or mechanically steered.

30. (New) The system of claim 29, wherein the steerable antenna is positioned to track the at least one satellite in both azimuth and elevation directions.

31. (New) The system of claim 29, further comprising at least one servo motor coupled to the steerable antenna, wherein the steerable antenna is positioned by the at least one servo motor to track the at least one satellite so as to receive signals output by the at least one satellite.

32. (New) The system of claim 20, wherein a portion of the process performed by the receiver/decoder to convert the downconverted RF signals into the video or audio signals includes MPEG decoding.

33. (New) The system of claim 20, wherein the video or audio signals output by the receiver/decoder are analog signals.

34. (New) A system that provides video or audio to passengers on an aircraft, the video or audio being obtained from satellite-transmitted signals, the system comprising:

- a steerable antenna that is capable of being steered towards at least one satellite in response to control signals supplied thereto;

- an antenna controller that is coupled to the steerable antenna, the antenna controller being configured to provide the control signals to the steerable antenna, to steer the steerable antenna so that the steerable antenna is locked onto RF signals transmitted by the at least one satellite;

- a downconverter that is coupled to the antenna controller and that downconverts the RF signals to provide downconverted RF signals that correspond to a plurality of video or audio channels; and

- a receiver/decoder that is coupled to the antenna controller and which is configured to process the downconverted RF signals to provide video or audio signals corresponding to

the plurality of video or audio channels, for distribution of the video or audio to the passengers.

35. (New) The system of claim 34, further comprising:

a video and audio signal distribution system disposed on the aircraft, the video and audio signal distribution system being configured to receive the plurality of video or audio channels output by the receiver/decoder and to distribute the video or audio to the passengers.

36. (New) The system of claim 34, wherein the control signals provided by the antenna controller are provided in response to inertial reference signals received by the antenna controller.

37. (New) The system of claim 34, wherein the control signals provided by the antenna controller are provided in response to global positioning system (GPS) signals received by the antenna controller.

38. (New) The system of claim 34, wherein the control signals provided by the antenna controller are provided in response to status signals received by the antenna controller.

39. (New) The system of claim 34, further comprising:

an antenna interface unit communicatively coupled between the steerable antenna and the antenna controller,

wherein the status signals are output by the steerable antenna and are transferred to the antenna controller by way of the antenna interface unit.

40. (New) The system of claim 34, wherein the downconverter downconverts the RF signals to a specific frequency.

41. (New) The system of claim 34, wherein the downconverter receives the RF signals in a range of 12.2 to 12.7 GHz, and downconverts the RF signals to intermediate frequency (IF) signals in a range of 950 to 1450 MHz.

42. (New) The system of claim 34, further comprising:  
an antenna interface unit communicatively coupling the steerable antenna to the antenna controller and to the receiver/decoder,  
wherein status signals output by the steerable antenna are provided to the antenna controller by way of the antenna interface unit.

43. (New) The system of claim 34, wherein the steerable antenna is capable of being either electronically steered or mechanically steered.

44. (New) The system of claim 43, wherein the steerable antenna is positioned to track the at least one satellite in both azimuth and elevation directions.

45. (New) The system of claim 43, further comprising at least one servo motor coupled to the steerable antenna, wherein the steerable antenna is positioned by the at least one servo motor to track the at least one satellite so as to receive signals output by the at least one satellite.

REMARKS

By way of this preliminary amendment, claim 15 has been amended to correct an obvious error found in that claim. Also, claim 15 and claim 19 have been amended to remove an unnecessary limitation from the preamble. Further, new claims 20-45 have been added. No new matter has been added.

Respectfully submitted,

\_\_\_\_\_  
Date

Rockwell International Corporation  
Intellectual Property Division  
400 Collins Road, NE, M/S 124/323  
Cedar Rapids, IA 52498  
Customer No. 26383

\_\_\_\_\_  
Kyle Eppele  
Attorney for Applicant  
Registration No. 34,155

Should additional fees be necessary in connection with the filing of this paper, or if a petition for extension of time is required for timely acceptance of same, the Commissioner is hereby authorized to charge Deposit Account No. 18-1722 for any such fees; and applicant(s) hereby petition for any needed extension of time.

VERSION WITH MARKINGS TO SHOW CHANGES MADE

MARKED-UP CLAIMS:

15. (Amended) A satellite television system that provides television programming [in real time] to passengers on an aircraft derived from at least one satellite, said system comprising:

a video and audio signal distribution system disposed on the aircraft, the video and audio signal distribution system being configured to distribute video and audio signals to the passengers on the aircraft;

a steerable antenna that is capable of being steered towards the at least one satellite in response to control signals supplied thereto;

an antenna controller that is coupled to the steerable antenna, the antenna controller being configured to provide the control signals to the steerable antenna, to steer the steerable antenna so that the steerable antenna is locked onto RF signals transmitted by the at least one satellite, and to downconvert the RF signals to provide downconverted RF signals that correspond to a plurality of programming channels; and

a receiver/decoder that is coupled to the antenna controller and to the video and audio signal distribution system, the [antenna controller] receiver/decoder being configured to process the downconverted RF signals to provide video and audio signals corresponding to the plurality of programming channels, and to output the video and audio signals to the video and audio signal distribution system which distributes the plurality of programming channels in real time to the passengers.

19. (Amended) A satellite television system that provides television programming [in real time] to passengers on an aircraft derived from at least one satellite, said system comprising:

a video and audio signal distribution system disposed on the aircraft, the video and audio signal distribution system being configured to distribute video and audio signals to the passengers on the aircraft;

a steerable antenna that is capable of being steered towards the at least one satellite in response to control signals supplied thereto;



an antenna controller that is coupled to the steerable antenna, the antenna controller being configured to provide the control signals to the steerable antenna, to steer the steerable antenna so that the steerable antenna is locked onto RF signals transmitted by the at least one satellite;

a downconverter that is coupled to the antenna controller and that downconverts the RF signals to provide downconverted RF signals that correspond to a plurality of programming channels; and

a receiver/decoder that is coupled to the downconverter and to the video and audio signal distribution system, the receiver/decoder being configured to process the downconverted RF signals to provide video and audio signals corresponding to the plurality of programming channels, and to output the video and audio signals to the video and audio signal distribution system which distributes the plurality of programming channels in real time to the passengers.

Application/Control Number: 09/627,395

Page 1

Art Unit: 2611

## DETAILED ACTION

**COPY***Reissue Applications*

1. The original patent, or a statement as to loss or inaccessibility of the original patent, must be received before this reissue application can be allowed. See 37 CFR 1.178.

Although Applicant have provided a letter offering to surrender the patent, an original ribboned copy of the patent has not been surrendered. See MPEP 1416.

*Oath/Declaration*

2. The oath or declaration is defective. A new oath or declaration in compliance with 37 CFR 1.67(a) identifying this application by application number and filing date is required. See MPEP §§ 602.01 and 602.02.

The oath or declaration is defective because:

- (a) The declaration does not state that the inventors are joint inventor of the invention as required by 37 CFR 1.63(a) (4).
- (b) The declaration lacks the statement "reviewing and understands the contents of the specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration" as required by 37 CFR 1.63 (b) (1).
- (c) The declaration must state that "all errors being corrected in the re-issue application up to the time of the filing of the oath or declaration arose without any deceptive intention on the part of the applicant" (37 CFR 1.175 (a) (2)).

(3)

Application/Control Number: 09/627,395

Page 1

Art Unit: 2611

## DETAILED ACTION

**COPY***Reissue Applications*

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The oath or declaration is defective because:

- (a) The declaration does not state that the inventors are joint inventor of the invention as required by 37 CFR 1.63(a) (4).
- (b) The declaration lacks the statement "reviewing and understands the contents of the specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration" as required by 37 CFR 1.63 (b) (1):
- (c) The declaration must state that "all errors being corrected in the re-issue application up to the time of the filing of the oath or declaration arose without any deceptive intention on the part of the applicant" (37 CFR 1.175 (a) (2)).

(3)

an antenna controller that is coupled to the steerable antenna, the antenna controller being configured to provide the control signals to the steerable antenna, to steer the steerable antenna so that the steerable antenna is locked onto RF signals transmitted by the at least one satellite;

a downconverter that is coupled to the antenna controller and that downconverts the RF signals to provide downconverted RF signals that correspond to a plurality of programming channels; and

a receiver/decoder that is coupled to the downconverter and to the video and audio signal distribution system, the receiver/decoder being configured to process the downconverted RF signals to provide video and audio signals corresponding to the plurality of programming channels, and to output the video and audio signals to the video and audio signal distribution system which distributes the plurality of programming channels in real time to the passengers.

--15. A satellite television system that provides television programming in real time to passengers on an aircraft derived from at least one satellite, said system comprising:

a video and audio signal distribution system disposed on the aircraft, the video and audio signal distribution system being configured to distribute video and audio signals to the passengers on the aircraft;

a steerable antenna that is capable of being steered towards the at least one satellite in response to control signals supplied thereto;

an antenna controller that is coupled to the steerable antenna, the antenna controller being configured to provide the control signals to the steerable antenna, to steer the steerable antenna so that the steerable antenna is locked onto RF signals transmitted by the at least one satellite, and to downconvert the RF signals to provide downconverted RF signals that correspond to a plurality of programming channels;  
and

a receiver/decoder that is coupled to the antenna controller and to the video and audio signal distribution system, the antenna controller being configured to process the downconverted RF signals to provide video and audio signals corresponding to the plurality of programming channels, and to output the video and audio signals to the video and audio signal distribution system which distributes the plurality of programming channels in real time to the passengers.

16. The system of claim 15, wherein the downconverted RF signals correspond to left hand and right hand circularly polarized downconverted RF signals.

17. The system of claim 15, wherein the video and audio signal distribution system distributes video and audio television signals to the passengers.

18. The system of claim 15, wherein the antenna controller processes status signals derived from the steerable antenna to steer the steerable antenna.

19. A satellite television system that provides television programming in real time to passengers on an aircraft derived from at least one satellite, said system comprising:

a video and audio signal distribution system disposed on the aircraft, the video and audio signal distribution system being configured to distribute video and audio signals to the passengers on the aircraft;

a steerable antenna that is capable of being steered towards the at least one satellite in response to control signals supplied thereto;

an antenna controller that is coupled to the steerable antenna, the antenna controller being configured to provide the control signals to the steerable antenna, to steer the steerable antenna so that the steerable antenna is locked onto RF signals transmitted by the at least one satellite;

a downconverter that is coupled to the antenna controller and that downconverts the RF signals to provide downconverted RF signals that correspond to a plurality of programming channels; and

a receiver/decoder that is coupled to the downconverter and to the video and audio signal distribution system, the receiver/decoder being configured to process the downconverted RF signals to provide video and audio signals corresponding to the plurality of programming channels, and to output the video and audio signals to the video and audio signal distribution system which distributes the plurality of programming channels in real time to the passengers.--

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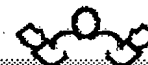
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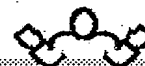
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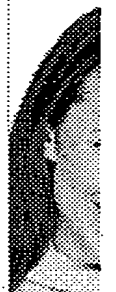
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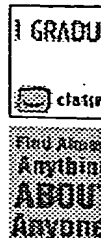


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